

STATE OF WISCONSIN
Assembly Journal
Ninety-First Regular Session

10:05 A.M.

THURSDAY, February 3, 1994

The assembly met in the temporary assembly chamber located at 119 Martin Luther King Blvd.

Speaker pro tempore Carpenter in the chair.

The prayer was offered by Representative Vergeront.

Representative Jensen led the membership in reciting the pledge of allegiance to the flag of the United States of America.

The roll was taken.

The result follows:

Present — Representatives Ainsworth, Albers, Baldus, Baldwin, Baumgart, Beal, Bell, Black, Bock, Bolle, Boyle, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Deininger, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grobschmidt, Gronemus, Grothman, Gruszynski, Hahn, Hanson, Harsdorf, Hasenohrl, Hinkfuss, Holperin, Huber, Hubler, Jensen, Johnsrud, Kaufert, Klusman, Kreibich, Kreuser, Krosnicki, Krug, Krusick, La Fave, Ladwig, Lazich, Lehman, Linton, Lorge, Meyer, Morris-Tatum, Musser, Nass, Notestein, Ott, Otte, Ourada, Owens, Plache, Plombon, Porter, Potter, Prosser, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Schneiders, Seratti, Silbaugh, Skindrud, Springer, Stower, Swoboda, Travis, Turner, Underheim, Urban, Vander Loop, Vergeront, Vrakas, Walker, Ward, Welch, Wilder, Williams, Wirsch, Wood, Young, L., Young, R., Ziegelbauer, Zukowski and Speaker Kunicki — 98.

Absent — None.

Absent with leave — Representative Brancel — 1.

Vacancies — None.

AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Joint Resolution 31** offered by Representatives Lorge, Boyle and Baumgart.

Assembly substitute amendment 1 to **Assembly Bill 494** offered by committee on Education.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 494** offered by committee on Education.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 494** offered by committee on Education.

Assembly substitute amendment 1 to **Assembly Bill 719** offered by committee on Transportation.

Assembly amendment 1 to **Assembly Bill 763** offered by Joint Committee on Finance.

Assembly amendment 1 to **Assembly Bill 794** offered by committee on Education.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 832** offered by committee on Health.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 896** offered by Representative Klusman, by request of Department of Natural Resources.

Assembly amendment 1 to **Assembly Bill 906** offered by Representative Baldus.

Assembly substitute amendment 1 to **Assembly Bill 1045** offered by Representatives Schneider, Roberts and Lehman.

Assembly amendment 1 to **Senate Bill 368** offered by committee on Transportation.

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 93-134

Relating to administration of the stewardship program.

Submitted by Department of Natural Resources.

To committee on Natural Resources.

Referred on February 2, 1994.

Assembly Clearinghouse Rule 93-195

Relating to plumbing licenses, fire sprinkler system licenses and soil tester certifications.

Submitted by Department of Industry, Labor and Human Relations.

To committee on Labor and Job Training.

Referred on February 2, 1994.

Assembly Clearinghouse Rule 93-205

Relating to boilers and pressure vessels.

Submitted by Department of Industry, Labor and Human Relations.

To committee on Labor and Job Training.

Referred on February 2, 1994.

Assembly Clearinghouse Rule 93-213

Relating to the registration and titling of vehicles held by trusts.

Submitted by Department of Transportation.
To committee on Transportation.
Referred on February 2, 1994.

Assembly Clearinghouse Rule 93-216

Relating to licensure of speech-language pathologists and audiologists.

Submitted by Department of Regulation and Licensing.

To committee on Health.

Referred on February 2, 1994.

INTRODUCTION AND REFERENCE
OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 116

Relating to supporting federal sports fan protection.

By Representatives Skindrud, Silbaugh, Hahn, Brancel, Deininger, Prosser, Jensen, Albers, Lehman, Goetsch, Ainsworth, Brandemuehl, Ward, Dobyms, Duff, Gard, Green, Grothman, Nass, Johnsrud, Kaufert, Kreibich, Krosnicki, Ladwig, Lazich, Lorge, Musser, Ott, Otte, Porter, Freese, Underheim, Vergeront, Vrakas, Walker, Welch and Zukowski, cosponsored by Senators Schultz, Leean, Cowles, Zien, Drzewiecki and Darling.

To committee on Consumer Affairs.

Assembly Joint Resolution 117

Relating to Wisconsin Forensics Month.

By Representatives Klusman, Dobyms, Turner, Lorge, Ott, Porter, Notestein, Stower, Plache, Grothman, Silbaugh, Hanson, Seratti and Ryba, cosponsored by Senators Rude, Potter, Moen, Moore, Schultz, Breske, Rosenzweig, Buettner, Lorman and Darling.

To committee on Rules.

Assembly Bill 1083

Relating to introducing, stocking and planting fish, spawn and other wild animals (suggested as remedial legislation by the department of natural resources).

By Law Revision Committee.

To committee on Natural Resources.

Assembly Bill 1084

Relating to the method of selection of election officials and members of boards of election commissioners.

By Representatives Underheim, Kaufert, Zukowski, Lehman, Owens, Lorge, Goetsch and Green, cosponsored by Senators Petak and Schultz.

To committee on Elections, Constitutional Law and Corrections.

Assembly Bill 1085

Relating to authorizing a 1st class city school district to contract with certain private schools for educational programs.

By Representatives Beal, Riley, Jensen, Duff, Schneiders, Vergeront, Silbaugh, Hahn, Otte, Ladwig and Seratti, cosponsored by Senators Darling, Burke, Farrow, Rosenzweig, Leean, Drzewiecki, Lasee and Buettner.

To committee on Urban Education.

Assembly Bill 1086

Relating to regulating the sale and confinement of dogs by dog breeders and pet dealers and providing a penalty.

By Representatives Foti, Reynolds, Roberts, Ott, Jensen, Turner, Seratti, Albers, Boyle, Lorge, Lazich and Baldwin, cosponsored by Senators Lorman, Darling and Clausung.

To committee on Agriculture, Forestry and Rural Affairs.

Assembly Bill 1087

Relating to information contained in the files on licensees maintained by the department of transportation.

By Representatives Porter, Hasenohrl, Baumgart, Swoboda, Bolle, Ladwig, Schneider, Seratti, Roberts, Albers, Lorge, Harsdorf, Goetsch, Urban, Ainsworth, Ourada, Duff, Dobyms, Hahn, Gard, Underheim, Ward, Grothman, Otte, Zukowski, Kreibich, Skindrud, Lazich and Wirch, cosponsored by Senator Huelsman.

To committee on Transportation.

Assembly Bill 1088

Relating to eliminating the percentage caps on retirement annuities for all participants in the Wisconsin retirement system.

By Representatives Baldwin, Turner, Musser, Boyle, Plache and Wirch, cosponsored by Senators Wineke, Risser and Breske, by request of American Federation of State, County and Municipal Employees.

To Joint Survey Committee on Retirement Systems.

Assembly Bill 1089

Relating to the liability of an agent acting under a statutory power of attorney.

By Representatives Hinkfuss, Ryba, Roberts, Stower, Wood, Robson, Gronemus, Goetsch, Ziegelbauer and Hasenohrl, cosponsored by Senators Breske, Clausung, Leean and Schultz.

To committee on Judiciary.

Assembly Bill 1090

Relating to the disclosure of certain juvenile court records.

By Representatives Potter, Carpenter, Grobschmidt, Gard, Welch, Walker, Holperin, Ladwig, Kaufert, Ott, Ott, Schneiders, Seratti, La Fave, Ziegelbauer, Jensen, Brancel, Kreuser, Brandemuehl, Gronemus, Musser, Lehman, Silbaugh, Huber, Hasenohrl, Harsdorf and Riley, cosponsored by Senators Petak, Rosenzweig, Panzer, Plewa, Buettner and Huelsman.

To committee on Children and Human Services.

Assembly Bill 1091

Relating to creating a sales tax and use tax exemption for bottled water.

By Representatives Swoboda, Wilder, Turner, Plache and Grothman, cosponsored by Senator Petak.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 1092

Relating to the authority of counties, towns, villages and cities to adopt ordinances regulating the purchase, possession, sale or giving of cigarettes and tobacco products.

By Representatives Bock, Urban, Roberts, Duff, Boyle, Plache, Dobyms, Robson, Freese, Ryba, Notestein, Ott, Turner, Grobschmidt, Brandemuehl, R. Young, Kreuser, Vergeront, Potter, Black, Riley, Morris-Tatum, Baldwin, Huber and Cullen, cosponsored by Senators Buettner, Adelman, Clausing, Darling, Chvala, Drzewiecki, Burke, Rosenzweig and Risser.

To committee on Urban and Local Affairs.

Assembly Bill 1093

Relating to creating a school district enrollment options program.

By Representatives Duff, Riley, Jensen, Goetsch, Vergeront, Grothman, Lorge, Krosnicki, Lazich, Owens, Lehman, Vrakas, Schneiders, Silbaugh and Albers, cosponsored by Senators Darling and Lasee.

To committee on Education.

Assembly Bill 1094

Relating to: disregarding certain provisions in a partnership agreement when computing a partner's tax liability; the definition of gross income for certain income tax return filers; excluding property taxes paid by cooperative housing corporations from the itemized deductions income tax credit; estimated tax rules when changing tax return filing status between joint and separate returns; and changing the definition of "return" for persons who file an estimated income or franchise tax return.

By Representative Bell, cosponsored by Senator Drzewiecki.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 1095

Relating to: expanding the real estate transfer fee exemption for transfers between a corporation and its shareholders; the deadline for appealing decisions of a board of review; the form of the property tax assessor's affidavit; penalties assessed against manufacturers for failing to file property tax reports; shared revenue payments under the public utility component; excluding from a school district's equalized valuation the estimated value of land for which aids in lieu of taxes are paid; real estate transfer fee returns; the bases for adjustments of property taxes; and discontinuing the right to make claims for excessive property tax assessments.

By Representative Bell, cosponsored by Senator Drzewiecki.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 1096

Relating to: defining "real property" and "tangible personal property" for purposes of the sales tax and use tax; the sales taxation of landscaping services; sellers' liability for use taxes; allowing the department of revenue to assess sales and use taxes in the alternative; the taxes that must be paid before a seller's permit is renewed; renewal of seller's permits; and permits to set up coin-operated cigarette machines, jukeboxes and amusement devices on premises covered by an alcohol beverages license or permit.

By Representative Bell, cosponsored by Senator Drzewiecki.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 1097

Relating to: the forms on which certain tax refund or credit claims may be made; sales tax, income tax and franchise tax records; notice required for continuous tax levies; service of notice on corporate taxpayers by publication; the statute of limitations for bringing a real estate transfer fee claim against a dissolved corporation; copies of affidavits used to transfer property; generally referencing the homestead tax credit maximum income limitation for medicare assignment; action by the department of revenue on certain claims for refunds; notices of the assessed value of utilities; authorizing the department of revenue to enter into contracts to collect delinquent taxes from residents of this state; the minimum license fee for telephone companies; and making an appropriation.

By Representative Bell, cosponsored by Senator Drzewiecki.

To committee on Ways and Means.

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has concurred in:

Assembly Bill 3
Assembly Bill 235
Assembly Bill 646
Assembly Bill 776

LEAVES OF ABSENCE

Representative Jensen asked unanimous consent for a leave of absence for today's session for Representative Brancel. Granted.

MOTIONS

Representative Travis asked unanimous consent that **Assembly Bill 676** be withdrawn from the Joint Committee on Finance and referred to the committee on Rules. Granted.

JOURNAL OF THE ASSEMBLY [February 3, 1994]

Representative Potter asked unanimous consent that the assembly stand recessed for twenty minutes. Granted.

The assembly stood recessed.

10:08 A.M.

RECESS

12:30 P.M.

The assembly reconvened.

Speaker pro tempore Carpenter in the chair.

CALENDAR OF THURSDAY, FEBRUARY 3

Assembly Bill 107

Relating to return of fingerprint and related records.

The question was: Shall assembly amendment 1 to **Assembly Bill 107** be adopted?

Motion carried.

The question was: Shall assembly amendment 2 to **Assembly Bill 107** be adopted?

Motion carried.

Assembly amendment 1 to assembly amendment 3 to **Assembly Bill 107** offered by Representative Grobschmidt.

The question was: Shall assembly amendment 1 to assembly amendment 3 to **Assembly Bill 107** be adopted?

Motion carried.

Assembly amendment 2 to assembly amendment 3 to **Assembly Bill 107** offered by Representative Dobyns.

Representative Dobyns asked unanimous consent that assembly amendment 2 to assembly amendment 3 to **Assembly Bill 107** be laid on the table. Granted.

Assembly amendment 3 to assembly amendment 3 to **Assembly Bill 107** offered by Representative Goetsch.

The question was: Shall assembly amendment 3 to assembly amendment 3 to **Assembly Bill 107** be adopted?

Motion carried.

Assembly amendment 4 to assembly amendment 3 to **Assembly Bill 107** offered by Representative Goetsch.

The question was: Shall assembly amendment 4 to assembly amendment 3 to **Assembly Bill 107** be adopted?

Motion carried.

The question was: Shall assembly amendment 3 to **Assembly Bill 107** be adopted?

Motion carried.

Assembly amendment 4 to **Assembly Bill 107** offered by Representative Goetsch.

The question was: Shall assembly amendment 4 to **Assembly Bill 107** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 107** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 107** be given a third reading. Granted.

The question was: **Assembly Bill 107** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Baldus, Baldwin, Baumgart, Bell, Black, Bock, Bolle, Boyle, Carpenter, Coggs, Coleman, Cullen, Duff, Grobschmidt, Gronemus, Gruszynski, Hahn, Hanson, Hasenohrl, Hinkfuss, Holperin, Huber, Hubler, Kreuser, Krug, Krusick, La Fave, Lehman, Linton, Lorge, Meyer, Morris-Tatum, Notestein, Plache, Plombon, Potter, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Springer, Stower, Swoboda, Travis, Turner, Vander Loop, Wilder, Williams, Wirch, Wood, Young, L., Young, R., Ziegelbauer and Speaker Kunicki — 57.

Noes — Representatives Ainsworth, Albers, Beal, Brandemuehl, Deininger, Dobyns, Foti, Freese, Gard, Goetsch, Green, Grothman, Harsdorf, Jensen, Johnsrud, Kaufert, Klusman, Kreibich, Krosnicki, Ladwig, Lazich, Musser, Nass, Ott, Otte, Ourada, Owens, Porter, Prosser, Schneiders, Seratti, Silbaugh, Skindrud, Underheim, Urban, Vergeront, Vrakas, Walker, Ward, Welch and Zukowski — 41.

Absent or not voting — Representative Brancel — 1.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 107** be immediately messaged to the senate. Granted.

Assembly Bill 280

Relating to motor vehicle operating privileges of school dropouts and habitual truants.

The question was: Shall assembly amendment 1 to **Assembly Bill 280** be adopted?

Motion carried.

Assembly amendment 2 to **Assembly Bill 280** offered by Representatives Krusick, Huber, Grobschmidt and Coleman.

The question was: Shall assembly amendment 2 to **Assembly Bill 280** be adopted?

Motion carried.

Assembly amendment 3 to **Assembly Bill 280** offered by Representatives Wood and Krusick.

The question was: Shall assembly amendment 3 to **Assembly Bill 280** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 280** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 280** be given a third reading. Granted.

The question was: **Assembly Bill 280** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Baldus, Baldwin, Beal, Bell, Black, Bock, Boyle, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Dobyons, Duff, Freese, Gard, Green, Grobschmidt, Gruszynski, Hahn, Hanson, Harsdorf, Hasenohrl, Hinkfuss, Holperin, Huber, Jensen, Kaufert, Klusman, Kreibich, Kreuser, Krug, Krusick, La Fave, Ladwig, Lazich, Lehman, Linton, Lorge, Meyer, Musser, Nass, Notestein, Ott, Ourada, Owens, Plache, Plombon, Porter, Potter, Prosser, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneiders, Seratti, Silbaugh, Springer, Stower, Swoboda, Travis, Turner, Underheim, Urban, Vander Loop, Vergeront, Vrakas, Walker, Ward, Welch, Wilder, Wirch, Wood, Ziegelbauer, Zukowski and Speaker Kunicki — 81.

Noes — Representatives Baumgart, Bolle, Deininger, Foti, Goetsch, Gronemus, Grothman, Hubler, Johnsrud, Krosnicki, Morris-Tatum, Otte, Schneider, Skindrud, Williams, Young, L. and Young, R. — 17.

Absent or not voting — Representative Brancel — 1.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 280** be immediately messaged to the senate. Granted.

Assembly Bill 471

Relating to mining for minerals on lands owned by the state and under the jurisdiction of the department of natural resources, sale of lands by the department of natural resources and providing a penalty.

Representative Travis asked unanimous consent that **Assembly Bill 471** be placed after **Assembly Bill 586** on today's calendar. Granted.

Assembly Bill 550

Relating to permitting underage persons who are at least 18 years of age to be in restaurants that are licensed to sell alcohol beverages.

Assembly amendment 1 to **Assembly Bill 550** offered by Representative Gard.

The question was: Shall assembly amendment 1 to **Assembly Bill 550** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 550** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 550** be given a third reading. Granted.

The question was: **Assembly Bill 550** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Baldus, Baldwin, Bolle, Boyle, Coleman, Dobyons, Freese, Green, Gronemus, Gruszynski, Hahn, Hasenohrl, Holperin, Johnsrud, Kreuser, Lorge, Meyer, Musser, Notestein, Ott, Ourada, Reynolds, Roberts, Robson, Ryba, Schneider, Schneiders, Seratti, Springer, Stower, Swoboda, Travis, Vander Loop, Vergeront, Welch, Wilder, Williams, Zukowski and Speaker Kunicki — 41.

Noes — Representatives Baumgart, Beal, Bell, Black, Bock, Brandemuehl, Carpenter, Coggs, Cullen, Deininger, Duff, Foti, Gard, Goetsch, Grobschmidt, Grothman, Hanson, Harsdorf, Hinkfuss, Huber, Hubler, Jensen, Kaufert, Klusman, Kreibich, Krosnicki, Krug, Krusick, La Fave, Ladwig, Lazich, Lehman, Linton, Morris-Tatum, Nass, Otte, Owens, Plache, Plombon, Porter, Potter, Prosser, Riley, Rutkowski, Silbaugh, Skindrud, Turner, Underheim, Urban, Vrakas, Walker, Ward, Wirch, Wood, Young, L., Young, R. and Ziegelbauer — 57.

Absent or not voting — Representative Brancel — 1.

Motion failed.

Representative Hinkfuss moved reconsideration of the vote by which the assembly refused to pass **Assembly Bill 550**. Entered.

Assembly Bill 586

Relating to use of synthetic bovine growth hormone for the production of milk, labeling of dairy products, sale and distribution of synthetic bovine growth hormone, sale of dairy cows that have been administered synthetic bovine growth hormone, promotion of dairy products that are not produced from herds being administered synthetic bovine growth hormone and granting rule-making authority.

The question was: Shall assembly amendment 1 to assembly substitute amendment 2 to **Assembly Bill 586** be adopted?

Motion carried. -

Assembly amendment 2 to assembly substitute amendment 2 to **Assembly Bill 586** offered by Representative Foti.

Representative Baldus moved that assembly amendment 2 to assembly substitute amendment 2 to **Assembly Bill 586** be laid on the table.

The question was: Shall assembly amendment 2 to assembly substitute amendment 2 to **Assembly Bill 586** be laid on the table?

The roll was taken.

The result follows:

Ayes — Representatives Baldus, Baldwin, Baumgart, Bell, Black, Bock, Bolle, Boyle, Carpenter, Coggs, Cullen, Grobschmidt, Gronemus, Gruszynski, Hanson, Hasenohrl, Hinkfuss, Holperin, Huber, Hubler, Kreuser, Krug, Krusick, La Fave, Linton, Meyer, Morris-Tatum, Notestein, Plache, Plombon, Potter, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Springer, Stower, Swoboda, Travis, Turner, Vander Loop, Wilder, Williams, Wirch, Wood, Young, L., Young, R. and Speaker Kunicki — 51.

Noes — Representatives Ainsworth, Albers, Beal, Brandemuehl, Coleman, Deininger, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grothman, Hahn, Harsdorf, Jensen, Johnsrud, Kaufert, Klusman, Kreibich, Krosnicki, Ladwig, Lazich, Lehman, Lorge, Musser, Nass, Ott, Otte, Ourada, Owens, Porter, Prosser, Schneiders, Seratti, Silbaugh, Skindrud, Underheim, Urban, Vergeront, Vrakas, Walker, Ward, Welch, Ziegelbauer and Zukowski — 47.

Absent or not voting — Representative Brancel — 1.

Motion carried.

The question was: Shall assembly substitute amendment 2 to **Assembly Bill 586** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 586** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 586** be given a third reading. Granted.

The question was: **Assembly Bill 586** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Albers, Baldus, Baldwin, Baumgart, Beal, Bell, Black, Bock, Bolle, Boyle, Carpenter, Coggs, Cullen, Foti, Freese, Gard, Goetsch, Green, Grobschmidt, Gronemus, Gruszynski, Hahn, Hanson, Harsdorf, Hasenohrl, Hinkfuss, Huber, Hubler, Kreibich, Kreuser, Krug, Krusick, La Fave, Ladwig, Lazich, Lehman, Linton, Lorge, Meyer, Morris-Tatum, Musser, Nass, Notestein, Otte, Ourada, Plache, Plombon, Porter, Potter, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Seratti, Silbaugh, Skindrud, Springer, Stower, Swoboda, Travis, Turner, Underheim, Vander Loop, Wilder, Williams, Wirch, Wood, Young, L., Young, R., Ziegelbauer, Zukowski and Speaker Kunicki — 75.

Noes — Representatives Ainsworth, Brandemuehl, Coleman, Deininger, Dobyns, Duff, Grothman, Jensen, Johnsrud, Kaufert, Klusman, Krosnicki, Ott, Owens, Prosser, Schneiders, Urban, Vergeront, Vrakas, Walker, Ward and Welch — 22.

Absent or not voting — Representatives Brancel and Holperin — 2.

Motion carried.

Representative Holperin asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 586** be immediately messaged to the senate. Granted.

Assembly Bill 471

Relating to mining for minerals on lands owned by the state and under the jurisdiction of the department of natural resources, sale of lands by the department of natural resources and providing a penalty.

Assembly substitute amendment 1 to **Assembly Bill 471** offered by Representatives Ourada and Prosser.

Assembly substitute amendment 2 to **Assembly Bill 471** offered by Representatives Ourada and Prosser.

Representative Black moved that assembly substitute amendment 2 to **Assembly Bill 471** be laid on the table.

The question was: Shall assembly substitute amendment 2 to **Assembly Bill 471** be laid on the table?

The roll was taken.

The result follows:

Ayes — Representatives Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Gard, Grobschmidt, Gronemus, Gruszynski, Hanson, Hasenohrl, Hinkfuss, Holperin, Huber, Hubler, Kreuser, Krug, Krusick, La Fave, Linton, Meyer, Morris-Tatum, Notestein, Plache, Plombon, Potter, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Springer, Stower, Travis, Turner, Vander Loop, Wilder, Williams, Wirch, Wood, Young, L., Young, R. and Speaker Kunicki — 50.

Noes — Representatives Ainsworth, Albers, Beal, Bolle, Brandemuehl, Coleman, Deininger, Dobyns, Duff, Foti, Freese, Goetsch, Green, Grothman, Hahn, Harsdorf, Jensen, Johnsrud, Kaufert, Klusman, Kreibich, Krosnicki, Ladwig, Lazich, Lehman, Lorge, Musser, Nass, Ott, Otte, Ourada, Owens, Porter, Prosser, Schneiders, Seratti, Silbaugh, Skindrud, Swoboda, Underheim, Urban, Vergeront, Vrakas, Walker, Ward, Welch, Ziegelbauer and Zukowski — 48.

Absent or not voting — Representative Brancel — 1.

Motion carried.

Representative Ourada asked unanimous consent that assembly substitute amendment 1 to **Assembly Bill 471** be laid on the table. Granted.

Representative Prosser moved rejection of assembly amendment 1 to **Assembly Bill 471**.

The question was: Shall assembly amendment 1 to **Assembly Bill 471** be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Beal, Bolle, Brandemuehl, Coleman, Deininger, Dobyns, Duff, Foti, Freese, Goetsch, Green, Grothman, Hahn, Harsdorf, Jensen, Kaufert, Klusman, Kreibich, Krosnicki, Ladwig, Lazich, Lehman, Lorge, Musser, Nass, Otte, Owens, Porter, Prosser, Ryba, Seratti, Silbaugh, Skindrud, Swoboda, Underheim, Urban, Vrakas, Walker, Ward, Welch and Wood — 43.

Noes — Representatives Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Gard, Grobschmidt, Gronemus, Gruszynski, Hanson, Hasenohrl, Hinkfuss, Holperin, Huber, Hubler, Johnsrud, Kreuser, Krug, Krusick, La Fave, Linton, Meyer, Morris-Tatum, Notestein, Ott, Ourada, Plache, Plombon, Potter, Reynolds, Riley, Roberts, Robson, Rutkowski, Schneider, Schneiders, Springer, Stower, Travis, Turner, Vander Loop, Vergeront, Wilder, Williams, Wirch, Young, L., Young, R., Ziegelbauer, Zukowski and Speaker Kunicki — 55.

Absent or not voting — Representative Brancel — 1.

Motion failed.

Representative Ourada asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

Representative Vergeront asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

The question was: Shall assembly amendment 1 to **Assembly Bill 471** be adopted?

Motion carried.

Assembly amendment 2 to **Assembly Bill 471** offered by Representatives Ourada and Albers.

The question was: Shall assembly amendment 2 to **Assembly Bill 471** be adopted?

Motion carried.

Assembly amendment 3 to **Assembly Bill 471** offered by Representatives Duff and Jensen.

The question was: Shall assembly amendment 3 to **Assembly Bill 471** be adopted?

Motion carried.

Assembly amendment 4 to **Assembly Bill 471** offered by Representative Prosser.

The question was: Shall assembly amendment 4 to **Assembly Bill 471** be adopted?

Motion carried.

Assembly amendment 5 to **Assembly Bill 471** offered by Representatives Albers, Ourada and Prosser.

Representative Black moved rejection of assembly amendment 5 to **Assembly Bill 471**.

The question was: Shall assembly amendment 5 to **Assembly Bill 471** be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Baldus, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Grobschmidt, Gronemus, Gruszynski, Hanson, Hasenohrl, Hinkfuss, Holperin, Huber, Hubler, Johnsrud, Kreuser, Krug, Krusick, La Fave, Linton, Meyer, Morris-Tatum, Notestein, Plache, Potter, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Springer, Stower, Travis, Turner, Vander Loop, Wilder, Williams, Wirch, Wood, Young, L., Young, R., Ziegelbauer and Speaker Kunicki — 49.

Noes — Representatives Ainsworth, Albers, Baldwin, Beal, Bolle, Brandemuehl, Coleman, Deininger, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grothman, Hahn, Harsdorf, Jensen, Kaufert, Klusman, Kreibich, Krosnicki, Ladwig, Lazich, Lehman, Lorge, Musser, Nass, Ott, Otte, Ourada, Owens, Plombon, Porter, Prosser, Schneiders, Seratti, Silbaugh, Skindrud, Swoboda, Underheim, Urban, Vergeront, Vrakas, Walker, Ward, Welch and Zukowski — 49.

Absent or not voting — Representative Brancel — 1.

Motion failed.

Representative Baldwin asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

Representative Black moved that assembly amendment 5 to **Assembly Bill 471** be laid on the table.

The question was: Shall assembly amendment 5 to **Assembly Bill 471** be laid on the table?

The roll was taken.

The result follows:

Ayes — Representatives Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Grobschmidt, Gronemus, Gruszynski, Hanson, Hasenohrl, Hinkfuss, Holperin, Huber, Hubler, Johnsrud, Kreuser, Krug, Krusick, La Fave, Linton, Meyer, Morris-Tatum, Notestein, Plache, Plombon, Potter, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Springer, Stower, Swoboda, Travis, Turner, Vander Loop, Wilder, Williams, Wirch, Wood, Young, L., Young, R., Ziegelbauer and Speaker Kunicki — 52.

Noes — Representatives Ainsworth, Albers, Beal, Bolle, Brandemuehl, Coleman, Deininger, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grothman, Hahn, Harsdorf, Jensen, Kaufert, Klusman, Kreibich, Krosnicki, Ladwig, Lazich, Lehman, Lorge, Musser, Nass, Ott, Otte, Ourada, Owens, Porter, Prosser, Schneiders, Seratti, Silbaugh, Skindrud, Underheim, Urban, Vergeront, Vrakas, Walker, Ward, Welch and Zukowski — 46.

Absent or not voting — Representative Brancel — 1.
Motion carried.

Assembly amendment 6 to Assembly Bill 471 offered by Representative Prosser.

Representative Prosser asked unanimous consent that assembly amendment 6 to Assembly Bill 471 be laid on the table. Granted.

Assembly amendment 7 to Assembly Bill 471 offered by Representatives Albers and Ward.

Representative Black moved rejection of assembly amendment 7 to Assembly Bill 471.

The question was: Shall assembly amendment 7 to Assembly Bill 471 be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hanson, Hinkfuss, Holperin, Huber, Hubler, Johnsrud, Kreuser, Krug, Krusick, La Fave, Linton, Meyer, Morris-Tatum, Notestein, Plache, Plombon, Potter, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Springer, Stower, Swoboda, Travis, Turner, Vander Loop, Wilder, Williams, Wirch, Wood, Young, L., Young, R., Ziegelbauer and Speaker Kunicki — 52.

Noes — Representatives Ainsworth, Albers, Beal, Bolle, Brandemuehl, Coleman, Deininger, Dobyns, Duff, Foti, Freese, Gard, Green, Grothman, Hahn, Harsdorf, Hasenohrl, Jensen, Kaufert, Klusman, Kreibich, Krosnicki, Ladwig, Lazich, Lehman, Lorge,

Musser, Nass, Ott, Otte, Ourada, Owens, Porter, Prosser, Schneiders, Seratti, Silbaugh, Skindrud, Underheim, Urban, Vergeront, Vrakas, Walker, Ward, Welch and Zukowski — 46.

Absent or not voting — Representative Brancel — 1.
Motion carried.

The question was: Shall Assembly Bill 471 be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that Assembly Bill 471 be given a third reading.

Representative Ourada objected.

Assembly Bill 649

Relating to expanding the premises where certain offenses related to reckless driving, driving while under the influence of an intoxicant or controlled substance and the duties of a person involved in an accident apply.

The question was: Shall Assembly Bill 649 be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that Assembly Bill 649 be given a third reading.

Representative Black objected.

Assembly Bill 783

Relating to public defender representation of juveniles in juvenile court proceedings, granting rule-making authority and making appropriations.

The question was: Shall Assembly Bill 783 be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that Assembly Bill 783 be given a third reading.

Representative Black objected.

Assembly Bill 824

Relating to medical assistance coverage of certain persons who are working and who are disabled.

The question was: Shall Assembly Bill 824 be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that Assembly Bill 824 be given a third reading.

Representative Foti objected.

Assembly Bill 883

Relating to collateral repair expenses in consumer credit transactions, to licensed lenders and granting rule-making authority.

The question was: Shall assembly amendment 1 to **Assembly Bill 883** be adopted?

Motion carried.

Assembly amendment 2 to **Assembly Bill 883** offered by Representative Albers.

The question was: Shall assembly amendment 2 to **Assembly Bill 883** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 883** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 883** be given a third reading. Granted.

The question was: **Assembly Bill 883** having been read three times, shall the bill be passed?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 883** be immediately messaged to the senate. Granted.

Assembly Bill 918

Relating to removal of certain references to lunatics in the statutes regarding bank trust powers (suggested as remedial legislation by the office of commissioner of banking).

The question was: Shall **Assembly Bill 918** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 918** be given a third reading. Granted.

The question was: **Assembly Bill 918** having been read three times, shall the bill be passed?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 918** be immediately messaged to the senate. Granted.

Senate Bill 106

Relating to ozone-depleting substances, regulation of the installation and servicing of heating, ventilating and air conditioning equipment, granting rule-making authority, providing penalties and making appropriations.

The question was: Shall assembly amendment 1 to **Senate Bill 106** be adopted?

Motion carried.

The question was: Shall **Senate Bill 106** be ordered to a third reading?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 106** be given a third reading. Granted.

The question was: **Senate Bill 106** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Baldus, Baldwin, Baumgart, Beal, Bell, Black, Bock, Bolle, Boyle, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Deininger, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grobschmidt, Gronemus, Grothman, Gruszynski, Hahn, Hanson, Harsdorf, Hasenohrl, Hinkfuss, Holperin, Huber, Hubler, Jensen, Johnsrud, Kaufert, Klusman, Kreibich, Kreuser, Krosnicki, Krug, Krusick, La Fave, Ladwig, Lazich, Lehman, Linton, Lorge, Meyer, Morris-Tatum, Musser, Nass, Notestein, Ott, Otte, Ourada, Owens, Plache, Plombon, Porter, Potter, Prosser, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Schneiders, Seratti, Silbaugh, Skindrud, Springer, Stower, Swoboda, Travis, Turner, Underheim, Urban, Vander Loop, Vergeront, Vrakas, Walker, Ward, Welch, Wilder, Williams, Wirsch, Wood, Young, L., Young, R., Ziegelbauer, Zukowski and Speaker Kunicki — 98.

Noes — None.

Absent or not voting — Representative Brancel — 1.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 106** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 471** be given a third reading. Granted.

Assembly Bill 471

Relating to mining for minerals on lands owned by the state and under the jurisdiction of the department of natural resources, sale of lands by the department of natural resources and providing a penalty.

The question was: **Assembly Bill 471** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Coggs, Coleman, Cullen, Dobyns, Freese, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hahn, Hanson, Harsdorf, Hasenohrl, Hinkfuss, Holperin, Huber, Hubler, Johnsrud, Kreibich, Kreuser, Krug, Krusick, La Fave, Lazich, Linton, Lorge, Meyer, Morris-Tatum, Notestein, Ott, Plache, Plombon, Porter, Potter, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Silbaugh, Skindrud, Springer, Stower, Swoboda, Travis, Turner, Vander Loop, Wilder, Williams, Wirch, Wood, Young, L. and Speaker Kunicki — 63.

Noes — Representatives Ainsworth, Albers, Beal, Bolle, Brandemuehl, Deininger, Duff, Foti, Gard, Green, Grothman, Jensen, Kaufert, Klusman, Krosnicki, Ladwig, Lehman, Musser, Nass, Otte, Ourada, Owens, Prosser, Schneiders, Seratti, Underheim, Urban, Vergeront, Vrakas, Walker, Ward, Welch, Ziegelbauer and Zukowski — 34.

Absent or not voting — Representatives Brancel and Young, R. — 2.

Motion carried.

Representative R. Young asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 471** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 649** be given a third reading. Granted.

Assembly Bill 649

Relating to expanding the premises where certain offenses related to reckless driving, driving while under the influence of an intoxicant or controlled substance and the duties of a person involved in an accident apply.

The question was: **Assembly Bill 649** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Baldus, Baldwin, Baumgart, Beal, Bell, Black, Bock, Bolle, Boyle, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Deininger, Dobyns, Duff, Freese, Gard, Green, Grobschmidt, Grothman, Gruszynski, Hahn, Hanson, Harsdorf, Hasenohrl, Hinkfuss, Holperin, Huber, Hubler, Jensen, Kaufert, Klusman, Kreibich, Kreuser, Krosnicki, Krug, Krusick, La Fave, Ladwig, Lazich, Linton, Lorge, Meyer, Morris-Tatum, Nass, Notestein, Ott, Otte, Ourada, Plache, Plombon, Porter, Potter, Prosser, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Schneiders, Seratti, Silbaugh, Skindrud, Springer, Stower, Swoboda, Travis, Turner,

Underheim, Urban, Vander Loop, Vergeront, Vrakas, Walker, Ward, Welch, Wilder, Williams, Wirch, Wood, Young, L., Young, R., Ziegelbauer, Zukowski and Speaker Kunicki — 90.

Noes — Representatives Albers, Foti, Goetsch, Gronemus, Johnsrud, Lehman, Musser and Owens — 8.

Absent or not voting — Representative Brancel — 1.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 649** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 783** be given a third reading. Granted.

Assembly Bill 783

Relating to public defender representation of juveniles in juvenile court proceedings, granting rule-making authority and making appropriations.

The question was: **Assembly Bill 783** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Baldus, Baldwin, Baumgart, Beal, Bell, Black, Bock, Bolle, Boyle, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Deininger, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grobschmidt, Gronemus, Grothman, Gruszynski, Hahn, Hanson, Harsdorf, Hasenohrl, Hinkfuss, Holperin, Huber, Hubler, Jensen, Johnsrud, Kaufert, Klusman, Kreibich, Kreuser, Krosnicki, Krug, Krusick, La Fave, Ladwig, Lazich, Lehman, Linton, Lorge, Meyer, Morris-Tatum, Musser, Nass, Notestein, Ott, Otte, Ourada, Owens, Plache, Plombon, Porter, Potter, Prosser, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Schneiders, Seratti, Silbaugh, Skindrud, Springer, Stower, Swoboda, Travis, Turner, Underheim, Urban, Vander Loop, Vergeront, Vrakas, Walker, Ward, Welch, Wilder, Williams, Wirch, Wood, Young, L., Young, R., Ziegelbauer, Zukowski and Speaker Kunicki — 98.

Noes — None.

Absent or not voting — Representative Brancel — 1.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 783** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 824** be given a third reading. Granted.

Assembly Bill 824

Relating to medical assistance coverage of certain persons who are working and who are disabled.

The question was: **Assembly Bill 824** having been read three times, shall the bill be passed?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 824** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 550** be withdrawn from the calendar of Monday, February 7 and referred to the calendar of Tuesday, February 8. Granted.

Representatives Welch and Albers asked unanimous consent that the assembly adjourn in honor of Ripon College on the 143rd Founders Day Anniversary Celebration, which was founded on January 29, 1851, and two of its founders: Captain David Mapes and Alan Bouay. Granted.

Representative Morris-Tatum asked unanimous consent that the assembly adjourn in honor of Black History Month and a great African-American leader, Langston Hughes, who was born February 2, 1902. Granted.

Representative Baumgart asked unanimous consent that the assembly adjourn in honor of Kim Lewis, a University of Wisconsin student who started as an intern in his office today. Granted.

Representative Bock asked unanimous consent that the assembly adjourn in honor of Oliver Brown and his daughter, Linda Brown, who brought suit that led to the 1954 Brown vs. Board of Education United States Supreme Court Decision. Granted.

Representative Coggs asked unanimous consent that the assembly adjourn in honor of the Home Run King of the Milwaukee Braves, Atlanta Braves and Milwaukee Brewers, Henry "Hank" Aaron, who will be celebrating his sixtieth birthday on February 5. Granted.

Representative Travis moved that the assembly stand adjourned until 10:00 A.M. on Tuesday, February 8.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

3:20 P.M.